

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

REVIEW OF FEDERAL COMMUNICATIONS)	
COMMISSION'S TRIENNIAL REVIEW ORDER)	CASE NO.
REGARDING UNBUNDLING REQUIREMENTS)	2003-00379
FOR INDIVIDUAL NETWORK ELEMENTS)	

O R D E R

By Order dated March 16, 2004, this matter has been held in abeyance pending further Order of this Commission. Given the release of the Federal Communications Commission's Triennial Review Remand Order¹ and subsequent litigation, this proceeding is moot.

Parties have filed responses in this proceeding for which they request confidential treatment. This material was filed approximately a year ago. Given the passage of time and the mootness of this proceeding, the Commission will not address these motions for confidentiality. The material for which parties have sought confidential treatment will be returned to the parties. No substantive decision will be forthcoming from this proceeding. Accordingly, the public interest and administrative economies are served by return of this material, since it forms no basis for any Commission decision.

¹ In the Matter of Unbundled Access To Network Elements, Review of the Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers, Order on Remand, CC Docket No. 01-338, FCC 04-290 (rel. February 4, 2005).

IT IS HEREBY ORDERED that:

1. This matter is moot and shall be closed and removed from the Commission's active docket.

2. All materials for which parties have sought confidential treatment will be returned to those parties.

Done at Frankfort, Kentucky, this 26th day of April, 2005.

By the Commission

Commissioner W. Gregory Coker did not participate in the deliberations or decision concerning this case.

ATTEST:

A handwritten signature in black ink, consisting of several overlapping loops and flourishes, positioned above a horizontal line.

Executive Director